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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION**

SAMANTHA ALARIO, *et al.*,

*Plaintiffs,*

and

TIKTOK INC.,

*Consolidated Plaintiff,*

v.

AUSTIN KNUDSEN, *in his official  
capacity as Attorney General of the State  
of Montana,*

*Defendant.*

Lead Case No.  
CV 23-56-M-DWM

Member Case No.  
CV 23-61-M-DWM

**MOTION FOR *PRO HAC VICE*  
ADMISSION OF PATRICK  
TOOMEY**

Pursuant to Local Rule 83.1(d) of the United States District Court for the District of Montana, I respectfully move the Court for an order admitting Patrick Toomey, *pro hac vice*, so that Mr. Toomey may appear as counsel for Amici

Curiae American Civil Liberties Union, American Civil Liberties Union of Montana, and Electronic Frontier Foundation.

I am an attorney for the American Civil Liberties Union of Montana, P.O. Box 1968, Missoula, Montana 59806. I am a member of the Bar of this Court who will act as local counsel. This Court may readily communicate with me regarding the conduct of this case, and insofar as Amici Curiae participate in this case, I will be responsible for such participation as required by Local Rule 83.1(d)(7). The Declaration of Patrick Toomey, attached hereto, supports the merits of this Motion pursuant to Local Rule 83.1(d)(4). Mr. Toomey is an active member in good standing of the courts set forth in his Declaration and is of good moral character.

Therefore, I respectfully request that this Court grant the Motion for Admission *Pro Hac Vice* and allow Mr. Toomey to participate as counsel for Amici Curiae American Civil Liberties Union, American Civil Liberties Union of Montana, and Electronic Frontier Foundation in this matter. A Proposed Order is attached.

Dated: August 8, 2023

/s/ Alex Rate

Alex Rate (Bar No. 11226)  
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*Counsel for Amici Curiae American  
Civil Liberties Union, American Civil  
Liberties Union of Montana, and  
Electronic Frontier Foundation*

## CONSENT

Pursuant to Local Rule 83.1(d)(3), I, Alex Rate, attorney with the American Civil Liberties Union of Montana, P.O. Box 1968, Missoula, Montana 59806, certify that I am a member in good standing of the State Bar of Montana, and hereby consent to being associated as attorney of record for Amici Curiae American Civil Liberties Union, American Civil Liberties Union of Montana, and Electronic Frontier Foundation in the above-referenced case, and with whom the Court may readily communicate regarding the conduct of the case, upon whom papers shall be served, and who will be responsible to participate as required under Local Rule 83.1(d)(7).

Dated: August 8, 2023

/s/ Alex Rate

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*Counsel for Amici Curiae American  
Civil Liberties Union, American Civil  
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Electronic Frontier Foundation*

## CERTIFICATE OF SERVICE

I hereby certify that on this date, an accurate copy of the foregoing document was served electronically through the Court's CM/ECF system on registered counsel.

Dated: August 8, 2023

/s/ Alex Rate

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